

1 Daniel Feinberg – CA State Bar No. 135983
2 Email: dfeinberg@lewisfeinberg.com
LEWIS, FEINBERG, RENAKER & JACKSON, P.C.
1330 Broadway, Suite 1800
3 Oakland, CA 94612
Telephone: (510) 839-6824
4 Facsimile: (510) 839-7839

5 Attorneys for Plaintiff

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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION

10 ANDREA NYGARD, } Case No. C 05-02707 (PVT)
11 Plaintiff, }
12 vs. } STIPULATION AND ~~PROPOSED~~ ORDER
13 MORGAN STANLEY LIFE INSURANCE } CONTINUING CASE MANAGEMENT
PLAN, } CONFERENCE
14 Defendant. }
15 _____ }

16 Plaintiff Andrea Nygard and Defendant Morgan Stanley Life Insurance Plan by and
17 through their counsel of record hereby stipulate and agree as follows:

18 WHEREAS the parties have agreed to settlement terms and are finalizing settlement
19 papers; and

20 WHEREAS the Case Management Conference (CMC) is currently set for November 1,
21 2005 at 2:00 p.m.;

22 THEREFORE, the parties hereby request that the Court continue the CMC in order for
23 the parties to finalize the settlement papers and file a Stipulation of Dismissal.

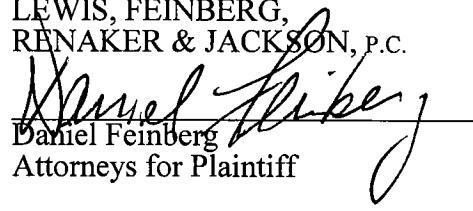
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25 Dated: October 27, 2005

LEWIS, FEINBERG,
RENAKER & JACKSON, P.C.

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By:


Daniel Feinberg
Attorneys for Plaintiff

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1 Dated: October 27, 2005

2 By:

BERGER KAHN
Ron Alberts
Attorneys for Defendant

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5 The Court hereby orders that the Case Management Conference set for the November 1,
6 2005 is continued until 2:00 pm on December 13, 2005

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8 Dated: 10/28/05

Patricia V. Trumbull
U.S. District Court Magistrate Judge

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13 [S:\Cases\Nygard 05-13\Pleadings\CMC stipulation.wpd]

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